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March 19, 2010

***Via Facsimile and CM/ECF***

Hon. Claire C. Cecchi, U.S.M.J.  
United States District Court  
M.L. King, Jr. Federal Courthouse  
50 Walnut Street, Rm. 2064  
Newark, NJ 07102

**Re: Everett Laboratories, Inc. v. Rivers Edge Pharmaceuticals, LLC  
Civil Action No. 09-3458 (JLL) (CCC)**

Dear Judge Cecchi:

This letter concerns an unresolved discovery dispute between plaintiff Everett Laboratories, Inc. ("Everett") and defendant River's Edge Pharmaceuticals, LLC ("River's Edge" or "Defendant") relating to the refusal of River's Edge to produce any discovery concerning its dealings with Breckenridge Pharmaceutical, Inc., and in response to various other categories of information and documents requested by Everett. A summary of this dispute was presented to the Court in Everett's letters, dated February 12, 2010 and March 5, 2010 (Doc. Nos. 101 and 104), and Defendant's February 10, 2010 letter (Doc. No. 100).

Resolution of this long-standing issue will materially advance the round of party and non-party depositions scheduled for the first and second week of April 2010. For this reason, Everett respectfully requests that Your Honor schedule a conference call next week, other than on Thursday, March 25, to provide guidance to the parties so that the requested discovery materials may be reviewed in advance of the depositions.

Thank you for your consideration of this matter.

Respectfully,

A handwritten signature of Robert J. Schoenberg in black ink. The signature is stylized and appears to read "R. J. Schoenberg".

Robert J. Schoenberg

RJS/cm

cc: Counsel of record  
(via CM/ECF)

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